HON'BLE SHRI G.S. SINGHVI, THE CHIEF JUSTICE

AND

HON'BLE SHRI JUSTICE G. BHAVANI PRASAD

WRIT APPEAL NO. 2621 OF 2005

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Between:

Amatul Batool AKA Firdose Jahan Begum

……Appellant

And

A. Satta Bhai and another

……Respondents

:: JUDGMENT ::

Counsel for the Appellant : Shri B. Vijaysen Reddy

Counsel for Respondent No.1 : Shri A.M. Qureshi

Counsel for Respondent No.2 : Shri Rama Rao Ghanta

Dated: 27-02-2006

Per G.S. SINGHVI, CJ

This appeal is directed against order dated 06-10-2005 passed by the learned Single Judge whereby he summarily dismissed the writ petition filed by the appellant for directing Municipal Corporation, Hyderabad to take action for removing illegal construction being raised by respondent No.1.

In response to the notice issued by the Division Bench, learned counsel for Municipal Corporation, Hyderabad gave out that action for removing the unauthorized construction/illegal construction, if any, made by respondent No. 1 will be taken in accordance with law within a period of six weeks from today.

In view of the statement made by the learned counsel for Municipal Corporation, the appeal is disposed of as infructuous.

If the concerned authorities fail to take action in accordance with the undertaking given by the counsel for Municipal Corporation, the appellant shall be free to make an application for revival of the appeal and for issuance of appropriate direction.

While disposing of the appeal in the manner indicated above, it is made clear that the Municipal Corporation shall not be entitled to decide any dispute regarding title of the property.

G.S. SINGHVI, CJ

G. BHAVANI PRASAD, J

27-02-2006

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